

## **MINUTES**

### **MONTANA HOUSE OF REPRESENTATIVES 62nd LEGISLATURE - REGULAR SESSION**

#### **COMMITTEE ON NATURAL RESOURCES**

**Call to Order:** Chair Gordon R. Hendrick, on March 9, 2011 at 3:00 PM, in Room 472  
Capitol

#### **ROLL CALL**

**Members Present:**

Rep. Gordon R. Hendrick, Chair (R)  
Rep. Betsy Hands, Vice Chair (D)  
Rep. Brian Hoven, Vice Chair (R)  
Rep. Dick Barrett (D)  
Rep. Gerald (Jerry) Bennett (R)  
Rep. Pat Connell (R)  
Rep. Virginia Court (D)  
Rep. Alan Hale (R)  
Rep. Bill Harris (R)  
Rep. Cleve J. Loney (R)  
Rep. Mike Miller (R)  
Rep. Michele Reinhart (D)  
Rep. Wendy Warburton (R)  
Rep. Kathleen Williams (D)

**Members Excused:** Rep. Kelly Flynn (R)

**Members Absent:** None

**Staff Present:** Lauren Head, Committee Secretary  
Joe Kolman, Legislative Branch

**Audio Committees:** These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

**Committee Business Summary:**

Hearing & Date Posted: SB 30, 3/3/2011; SB 47, 3/3/2011

**HEARING ON SB 47**

**Opening Statement by Sponsor:**

00:02:06 Sen. Chas Vincent (R), SD 1, opened the hearing on SB 47, Clarify powers of Board of Environ Review on air quality regs for forest equip.

**EXHIBIT(nah53a01)**

00:02:24 Rep. Miller left the meeting.

00:06:05 Rep. Miller rejoined the meeting.

**Proponents' Testimony:**

00:08:46 Jason Todd-Hunter, Montana Logging Association (MLA)

00:10:54 Patrick Heffernan, Montana Wood Products Association (MWPA)

00:12:49 Tom Schultz, Administrator, Trustland Management, Department of Natural Resources and Conservation (DNRC)

**Opponents' Testimony:** None

**Informational Testimony:**

00:14:27 David Klemp, Department of Environmental Quality (DEQ)

**Questions from Committee Members and Responses:**

00:15:09 Rep. Reinhart

00:15:29 Sen. Vincent

00:15:52 Rep. Reinhart

00:16:10 Sen. Vincent

00:16:56 Rep. Williams

00:16:59 Rep. Flynn joined the meeting.

00:17:12 Mr. Klemp

00:18:09 Rep. Williams

00:18:21 Rep. Connell

00:19:32 Mr. Heffernan

00:20:03 Mr. Klemp

00:20:28 Rep. Connell

00:20:44 Mr. Heffernan

00:20:53 Rep. Miller

00:21:08 Mr. Klemp

00:21:36 Rep. Flynn

00:22:09 Mr. Heffernan

00:22:55 Rep. Flynn

00:23:12 Mr. Heffernan

00:23:35 Chairman Hendrick

**Closing by Sponsor:**

00:24:21 Sen. Vincent

**HEARING ON SB 30**

**Opening Statement by Sponsor:**

00:27:03 Sen. David Wanzonried (D), SD 49, opened the hearing on SB 30, Revise laws on fiscal requirements under CECRA.

**Proponents' Testimony:**

00:28:59 Sandy Olsen, Remediation Division, DEQ  
00:29:49 Rep. Reinhart left the meeting.  
00:29:49 Rep. Hands left the meeting.  
00:30:17 Rep. Hands rejoined the meeting.

**Opponents' Testimony:** None

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

00:33:32 Rep. Harris  
00:34:15 Ms. Olsen  
00:34:54 Rep. Connell  
00:35:17 Ms. Olsen  
00:35:46 Rep. Connell  
00:36:30 Ms. Olsen  
00:37:25 Rep. Connell  
00:37:46 Ms. Olsen  
00:38:11 Rep. Bennett  
00:38:47 Mr. Olsen

**Closing by Sponsor:**

00:39:58 Sen. Wanzonried  
00:40:53 Recess began.  
00:59:39 Meeting reconvened without Rep. Reinhart and Rep. Miller.

**EXECUTIVE ACTION ON SB 38**

01:01:04 **Motion:** Rep. Hoven moved that **SB 38 BE CONCURRED IN.**

**Discussion:**

01:01:17 Joe Kolman, Legislative Services Division (LSD)

01:02:33 **Vote:** Motion carried unanimously by voice vote. Rep. Miller and Rep. Reinhart voted by proxy. Rep. Williams will carry the bill.

01:02:57 Rep. Williams

01:03:12 Rep. Miller rejoined the meeting.

**EXECUTIVE ACTION ON HB 533**

01:03:17 **Motion:** Rep. Hoven moved that **HB 533 DO PASS.**

**Discussion:**

01:03:31 Mr. Kolman

01:05:02 **Motion:** Rep. G. Bennett moved that **HB 533 BE AMENDED.**  
**EXHIBIT(nah53a02)**

**Discussion:**

01:05:32 Rep. Bennett

01:07:20 **Vote:** Motion carried unanimously by voice vote. Rep. Reinhart voted by proxy.

01:07:40 **Motion:** Rep. Hoven moved that **HB 533 DO PASS AS AMENDED.**

01:08:07 **Substitute Motion:** Rep. Di. Barrett made a substitute motion that **HB 533 BE AMENDED.**

**EXHIBIT(nah53a03)**

**Discussion:**

01:08:28 Rep. Barrett

01:09:41 Rep. Miller

01:10:05 Rep. Barrett

01:10:27 Rep. Harris

01:11:14 Rep. Barrett

01:12:10 Vice Chairman Hoven

01:12:47 Rep. Hands

01:14:36 Rep. Warburton

01:15:30 Rep. Flynn

01:16:24 Rep. Barrett

01:17:41 Rep. Loney  
 01:18:16 Rep. Miller  
 01:18:41 Rep. Hands  
 01:20:07 Chairman Hendrick  
 01:20:16 Rep. Barrett  
 01:20:23 Rep. Williams  
 01:21:11 Rep. Connell  
 01:22:17 Rep. Barrett  
 01:23:32 Rep. Harris

01:24:34 **Vote:** Motion failed 5-10 by roll call vote with Rep. Barrett, Rep. Court, Rep. Hands, Rep. Reinhart and Rep. Williams voting aye. Rep. Reinhart voted by proxy.

01:25:35 **Motion:** Rep. Hoven moved that **HB 533 DO PASS AS AMENDED.**

**Discussion:**

01:25:51 Rep. Hands  
 01:26:40 Rep. Warburton  
 01:27:03 Rep. Connell

01:29:06 **Vote:** Motion carried 10-5 by roll call vote with Rep. Barrett, Rep. Court, Rep. Hands, Rep. Reinhart and Rep. Williams voting no. Rep. Reinhart voted by proxy.

**EXECUTIVE ACTION ON SB 103**

01:29:59 **Motion:** Rep. Hoven moved that **SB 103 BE CONCURRED IN.**

**Discussion:**

01:30:18 Mr. Kolman  
 01:31:03 Rep. Miller  
 01:31:24 Rep. Bennett  
 01:32:12 Rep. Hale  
 01:32:23 Rep. Loney

01:32:47 **Vote:** Motion carried unanimously by voice vote. Rep. Reinhart voted by proxy. Rep. Bennett will carry the bill.

**EXECUTIVE ACTION ON SB 30**

01:33:12     **Motion:** Rep. Hoven moved that **SB 30 BE CONCURRED IN.**

**Discussion:**

01:33:26     Mr. Kolman

01:33:42     Rep. Hands

01:34:23     **Vote:** Motion carried unanimously by voice vote. Rep. Reinhart voted by proxy.  
Rep. Williams will carry the bill.

**EXECUTIVE ACTION ON SB 47**

01:34:47     **Motion/Vote:** Rep. Hoven moved that **SB 47 BE CONCURRED IN.** Motion  
carried unanimously by voice vote. Rep. Reinhart voted by proxy. Rep. Connell  
will carry the bill.

01:35:30     Rep. Connell

**ADJOURNMENT**

01:36:24      Adjournment

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Lauren Head, Secretary

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Additional Documents:

**EXHIBIT**([nah53aad.pdf](#))